

MONDAY, MARCH 9, 1987

SEVENTEENTH LEGISLATIVE DAY

The House met at 5:00 p.m. and was called to order by Mr. Speaker Murray.

The proceedings were opened with prayer by Father Charles Strobel, Church of the Most Holy Name, Nashville, Tennessee.

Representative Purcell led the House in the Pledge of Allegiance to the Flag.

The roll call was taken with the following results:

Present 98

Representatives present were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--98.

The Speaker announced that Representative Jared was excused because of prior commitment.

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ENROLLED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 94, 155, 235, 366, 437, 532, 594, 723, 743, 744, 1188, 1189 and 1191; and House Joint Resolutions Nos. 70, 73, 74, 75, 78, 79, 80, 81, 82, 107, 115, 118 and 119; and find same correctly enrolled and ready for the signatures of the Speakers.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

SIGNED

The Speaker announced that he had signed the following: House Bills Nos. 94, 155, 235, 366, 437, 532, 594, 723, 743, 744, 1188, 1189 and 1191; and House Joint Resolutions Nos. 70, 73, 74, 75, 78, 79, 80, 81, 82, 107, 115, 118 and 119.

SIGNED

The Speaker announced that he had signed the following: Senate Joint Resolutions Nos. 80, 81 and 82.

MESSAGE FROM THE GOVERNOR

MR. SPEAKER:

I am directed by the Governor to return herewith: House Bills Nos. 37, 46, 63 and 404; and House Joint Resolutions Nos. 54, 55, 56, 57, 58, 59, 60, 62, 65, 68, 69, 84, 85 and 106 with his approval.

DAVID H. WELLES,
Counsel to the Governor.

CALENDAR

House Bill No. 122--Payroll Retention for Disabled State Employees.

On motion, House Bill No. 122 was made to conform with Senate Bill No. 52.

On motion, Senate Bill No. 52, on same subject, was substituted for House Bill No. 122.

Mr. West moved that Senate Bill No. 52 be passed on third and final consideration, which motion prevailed by the following vote:

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Ayes	95
Noes	0
Present and not voting	1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood and Yelton--95.

Representative present and not voting was: Mr. Speaker Murray--1.

A motion to reconsider was tabled.

House Bill No. 362--Petroleum taxes.

Mr. Swann moved that House Bill No. 362 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	95
Noes	0
Present and not voting	1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--95.

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Representative present and not voting was: West--1.

A motion to reconsider was tabled.

House Bill No. 490--Valuation Agriculture, Forest and Open Space Land.

Mr. Tanner moved that House Bill No. 490 be passed on third and final consideration.

Mr. Stallings moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 490 by deleting from Section 2, Subsection (2)B, and adding instead of the following new Subsection (2) B:

The Capitalization rate to be used as described in (A) above shall be determined by the division of property tax assessments each year on the basis of the five-year average farm mortgage interest loan rate in Tennessee as determined from the interest rates in effect by the Farm Credit System (or its successor) for the five previous years on July 1.

And further amend Section 2, Subsection (2)A by adding the words "or forestry" in the second sentence between the words farming practices; and, by adding the words "or forestry income" in the third sentence after the words farm income.

On motion, the amendment was adopted.

Thereupon, House Bill No. 490, as amended, passed its third and final consideration by the following vote:

Ayes	94
Noes	0
Present and not voting	1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Drew, Duer, Ellis, Frensey, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson,

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Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--94.

Representative present and not voting was: Dixon--1.

A motion to reconsider was tabled.

House Bill No. 259--Natural Areas.

Mr. Davis (Knox) moved that House Bill No. 259 be passed on third and final consideration.

Mr. Hillis moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 259 by deleting the word "third" in Section 1 and by substituting instead the word "second".

On motion, the amendment was adopted.

Mr. Davis (Knox) moved to amend as follows:

AMENDMENT NO. 2

Amend House Bill No. 259 by adding the following new Section immediately preceding the effective date section and by renumbering the effective date section accordingly:

SECTION ____ Tennessee Code Annotated, Section 11-14-108(b)(1)(K), is amended by adding the following to the end of such subpart:

No land for the House Mountain scenic-recreational area shall be acquired by any governmental entity by use of its power of eminent domain.

On motion, the amendment was adopted.

Thereupon, House Bill No. 259, as amended, passed its third and final consideration by the following vote:

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Ayes 97
Noes 0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensey, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--97.

A motion to reconsider was tabled.

House Bill No. 353--Auctioneers

Mr. Collier moved that House Bill No. 353 be passed on third and final consideration.

Mr. Williams moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 353 by deleting from Section 2 the amendatory language of subdivision (c)(2) in its entirety and substituting instead the following:

(c)(2) No renewal auctioneer, apprentice auctioneer, or firm license shall be issued unless the applicant pays, in addition to the renewal fee, a fee of fifty (\$50.00) dollars or such lesser amount as the commission may by rule establish for the purpose of ensuring that the required minimum balance is maintained in the account.

AND FURTHER AMEND by deleting from Section 2 in the amendatory language of subsection (h) the words "pay such coverage" and substitute instead the words "pay such overage".

AND FURTHER AMEND by deleting from Section 2 in the amendatory language of subdivision (1)(2) the words "of less than" and substituting instead the words "of less than".

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On motion, the amendment was adopted.

Thereupon, House Bill No. 353, as amended, passed its third and final consideration by the following vote:

Ayes	98
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--98.

A motion to reconsider was tabled.

House Bill No. 444--Health Facilities.

Mr. Rhinehart moved that House Bill No. 444 be passed on third and final consideration.

Mr. Starnes renewed his previous motion on adoption of Amendment No. 1 as introduced on March 5.

On motion, the amendment was adopted.

Thereupon, House Bill No. 444, as amended, passed its third and final consideration by the following vote:

Ayes	89
Noes	7

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill,

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Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holt, Hurley, Huskey, Ivy, Jackson, Jones, U. (Shelby), Kent, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--89.

Representatives voting no were: Holcomb, Kernell, Moody, Purcell, Shirley, Turner, L. (Shelby) and Williams--7.

A motion to reconsider was tabled.

FURTHER CONSIDERATION OF HOUSE BILL NO. 240

House Bill No. 240--"Pretreatment Enforcement Act".

Mr. West moved that House Bill No. 240 be passed on third and final consideration.

The motion was renewed to adopt Amendment No. 1 to Amendment No. 1.

Thereupon, Amendment No. 1 to Amendment No. 1 was adopted.

Mr. West moved to amend Amendment No. 1 as follows:

AMENDMENT NO. 2 TO AMENDMENT NO. 1

Amend Amendment No. 1 by adding the following language to the end thereto:

AND FURTHER AMEND Section 1 by deleting from definition of "Pretreatment agency" the word "or" and substituting instead the word "of".

On motion, Amendment No. 2 to Amendment No. 1 was adopted.

Thereupon, Amendment No. 1, as amended, was adopted.

Mr. West moved to amend as follows:

AMENDMENT NO. 2

Amend House Bill No. 240 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section ____ . Tennessee Code Annotated, Title 69, Chapter 3, Part 1, is further amended by adding a new section thereto, as follows:

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Section _____. Any increase in expenditures by a local governmental entity pursuant to this act shall be born equally by the local governmental entity and by the department of health and environment. The local governmental entity shall document and verify its expenditures before receiving reimbursement from the department of health and environment.

On motion, the amendment was adopted.

Thereupon, House Bill No. 240, as amended passed its third and final consideration by the following vote:

Ayes	96
Noes	0
Present and not voting	2

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurlley, Huskey, Ivy, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wolfe, Wood, Yelton and Mr. Speaker Murray--96.

Representatives present and not voting were: Head and Wix--2.

A motion to reconsider was tabled.

House Bill No. 433--Injuries, Railroad Employees.

Mr. Whitson moved that House Bill No. 433 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	98
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland,

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Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--98.

A motion to reconsider was tabled.

FURTHER CONSIDERATION OF HOUSE JOINT RESOLUTION NO. 40

House Joint Resolution No. 40--Amend Constitution Taxes.

Mr. Hobbs moved that House Joint Resolution No. 40 be passed on Third reading.

At the request of the sponsor, House Joint Resolution No. 40 was read by the Clerk.

Thereupon, as required by Article XI, Section 3, Constitution of Tennessee, House Joint Resolution No. 40 passed its third reading by the following vote:

Ayes	85
Noes	10
Present and not voting	1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Ellis, Frensley, Gaia, Garrett, Good, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holt, Hurley, Huskey, Ivy, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, Miller, Montgomery, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shirley, Stafford, Stallings, Starnes, Swann, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Webb, West, Wheeler, Whitson, Williams, Winningham, Wolfe, Wood, Yelton and Mr. Speaker Murray--85.

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Representatives voting no were: Chiles, Copeland, Harrill, Holcomb, McAfee, Moody, Nance, Severance, Tankersley and Ussery--10.

Representative present and not voting was: Tanner--1.

A motion to reconsider was tabled.

FURTHER CONSIDERATION OF HOUSE BILL NO. 384

House Bill No. 384--Polling places.

Mr. Bivens moved that House Bill No. 384 be passed on third and final consideration.

Mr. Stafford moved to amend as follows:

AMENDMENT NO. 2

Amend House Bill No. 384 by inserting the following language in the Amendatory language of Section 1 between the figures and punctuation "(67,600)" and the word "according":

, not less than thirteen thousand six hundred (13,600) nor more than thirteen thousand six hundred ten (13,610), not less than twenty-eight thousand five hundred (28,500) nor more than twenty-eight thousand five hundred sixty (28,560) or not less than twenty-eight thousand six hundred ninety (28,690) nor more than twenty-eight thousand seven hundred fifty (28,750), all

On motion, the amendment was adopted.

Mr. Swann moved to amend as follows:

AMENDMENT NO. 3

Amend House Bill No. 384 by inserting the following immediately after the figure "(67,600)" in the amendatory language of Section 1:

or in any county having a population of not less than 77,700 nor more than 77,800

On motion, the amendment was adopted.

Mr. Lawson moved to amend as follows:

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AMENDMENT NO. 4

Amend House Bill No 384 by inserting the following immediately after the figure "(67,600)" in the amendatory language of Section 1:

or in any county having a population of not less than 31,200 nor more than 31,300, and in any county having a population of not less than 16,700 nor more than 16,800

On motion, the amendment was adopted.

Mr. Coffey moved to amend as follows:

AMENDMENT NO. 5

Amend House Bill No. 384 by inserting the following immediately after the figure "(67,600)" in the amendatory language of Section 1:

or in any county having a population of not less than 67,300 nor more than 67,400

On motion, the amendment was adopted.

Mr. Chiles moved to amend as follows:

AMENDMENT NO. 6

Amend House Bill No. 384 by inserting the following language as a new section immediately preceding the effective date section and by appropriately renumbering such effective date section:

Section _____. Tennessee Code Annotated, Section 2-7-111 (d) is amended by deleting the following words and punctuation:

With the exception of counties having a metropolitan form of government, any

and substituting instead the following:

With the exception of any

AND FURTHER AMEND by inserting the following language immediately after the words and punctuation "Provided, however" in the amendatory language of Section 1:

, in any county having a metropolitan form of government, or

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On motion, the amendment was adopted.

Thereupon, House Bill No. 384, as amended, passed its third and final consideration by the following vote:

Ayes	92
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wolfe, Wood, Yelton and Mr. Speaker Murray--92.

A motion to reconsider was tabled.

CONSENT CALENDAR

House Bill No. 555--Change projects financed from proceeds of bonds.

House Bill No. 23--York V.A. Medical Center.

On motion, House Bill No. 23 was made to conform with Senate Bill No. 15.

On motion, Senate Bill No. 15, on same subject, was substituted for House Bill No. 23.

House Bill No. 144--Signs Smyrna Rehab Center.

On motion, House Bill No. 144 was made to conform with Senate Bill No. 170.

On motion, Senate Bill No. 170, on same subject, was substituted for House Bill No. 144.

House Joint Resolution No. 117--Proclaim Police Memorial Day.

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House Joint Resolution No. 120--Congratulate Mrs. Etta Nesbitt Coleman.

House Joint Resolution No. 122--Honor Fidelity Federal Savings and Loan.

House Bill No. 1187--Haywood County Judge.

House Bill No. 1196--Re-names Alexandria, Tennessee.

Senate Joint Resolution No. 86--L. Philip Beene, Tennessee Sports Hall of Fame.

Senate Joint Resolution No. 95--Relative to honoring Girl Scouts 75th Anniversary.

Mr. Phillips moved that all House and Senate Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions on the Consent Calendar be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--96.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos.:

98--Relative to honoring 1986 State Championship 4-H Forestry Judging Team;

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100--Relative to celebrating St. Patrick's Day; both adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Mr. Phillips moved that the 48 hour rule be suspended in order that Wednesday's Calendar may be set, which motion prevailed.

MOTIONS

On motion of Mr. Bragg, House Bill No. 1146 was recalled from the Committee on State and Local Government.

On motion of Mr. Bragg, House Bill No. 1146 was withdrawn from the House.

BILLS RE-REFERRED

On motion of Mr. Scruggs, House Bill No. 897 was recalled from the Committee on General Welfare.

On motion of Mr. Scruggs, House Bill No. 897 was re-referred to the Committee on Government Operations.

Mr. Davidson moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 127 out of order, which motion prevailed.

House Joint Resolution No. 127--Congratulating Lake Kelly--By Davidson, Head, Bragg and Ussery.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Davidson, the resolution was adopted.

A motion to reconsider was tabled.

INTRODUCTION OF RESOLUTIONS

House Joint Resolution No. 123--Joint Committee Foundation Program--By Davis (Knox), Cross, Peroulas, Miller, Scruggs, Drew and Severance.

The Speaker referred House Joint Resolution No. 123 to the Committee on Education.

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House Joint Resolution No. 124--Honoring Larry Kerr--By Davis (Knox), Severance, Miller, Drew, Peroulas, Scruggs and May.

Under the rules, House Joint Resolution No. 124 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 125--Honoring David Wayland--By Davis (Knox), Severance, Peroulas, Miller, Scruggs, Drew and May.

Under the rules, House Joint Resolution No. 125 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 126--Honoring Buddy Fisher--By Davis (Knox), Peroulas, Miller, Scruggs, Drew, May and Severance.

Under the rules, House Joint Resolution No. 126 was referred to the Committee on Calendar and Rules.

Mr. Kernell moved that the rules be suspended for the purpose of considering Senate Joint Resolution No. 100 out of order, which motion prevailed.

Senate Joint Resolution No. 100--Relative to celebration St. Patricks Day.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Kernell, the resolution was concurred in.

A motion to reconsider was tabled.

SENATE JOINT RESOLUTIONS

(Congratulatory and Memorializing)

Senate Joint Resolution No. 88--Relative to commending Dr. H. R. Anderson.

Under the rules, Senate Joint Resolution No. 88 was referred to the Committee on Calendar and Rules.

INTRODUCTION OF BILLS

House Bill No. 1206--Charter of Columbia--By Napier.

Passed first consideration.

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House Bill No. 1207--Red foxes, Loudon County--By Stafford.

Passed first consideration.

House Bill No. 1208--Red foxes, Monroe County--By Stafford and Harrill.

Passed first consideration.

House Bill No. 1209--Sullivan County purchasing agent--By Yelton, Montgomery and Holcomb.

Passed first consideration.

House Bill No. 1210--Bradley County purchasing laws--By Bivens and Harrill.

Passed first consideration.

House Bill No. 1211--County trustees--By Naifeh.

Passed first consideration.

House Bill No. 1212--Unemployment compensation--By Burnett and Naifeh.

Passed first consideration.

House Bill No. 1213--Federal census--By Ussery.

Passed first consideration.

House Bill No. 1214--Dickson County privilege tax, hotels--By Jackson.

Passed first consideration.

House Bill No. 1215--Charter of Franklin--By Frensley.

Passed first consideration.

House Bill No. 1216--Charter of Franklin--By Frensley.

Passed first consideration.

SENATE BILLS ON FIRST CONSIDERATION

Senate Bills Nos. 24, 43, 119, 145, 181, 206, 270, 292, 434, 479, 514, 537, 562, 606, 620, 657, 734, 932, and 946.

Passed first consideration.

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HOUSE BILLS ON SECOND CONSIDERATION

House Bill No. 1198--Abandoned Mineral Interests Act.

Passed second consideration and referred to Committee on Conservation and Environment.

House Bill No. 1199--Haywood County Court.

Passed second consideration and held without reference.

House Bill No. 1200--Amends Lynville Charter.

Passed second consideration and held without reference.

House Bill No. 1201--Makes appropriation for 1986 and 1987 fiscal years.

Passed second consideration and referred to Committee on Finance, Ways and Means.

House Bill No. 1202--\$92 million bond bill for state.

Passed second consideration and referred to Committee on Finance, Ways and Means.

House Bill No. 1203--Decatur County wheel tax.

Passed second consideration and held without reference.

House Bill No. 1204--Decatur County hotel/motel tax.

Passed second consideration and held without reference.

House Bill No. 1205--Decatur County severance tax.

Passed second consideration and held without reference.

SECOND ROLL CALL

The roll call was taken with the following results:

Present 98

Representatives present were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry,

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DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--98.

On motion of Mr. Holcomb, his name was removed as sponsor of House Bill No. 1046.

SPONSORS ADDED

Without objection, the rules were suspended to allow the following members to add their names as sponsors to the bills as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 241--Kernell

House Bill No. 490--Naifeh

House Joint Resolution No. 40--Herron

House Joint Resolution No. 122--Kisber, Tankersley and Davis (Gibson)

ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bills Nos. 259, 353, 362 and 490; and House Joint Resolutions Nos. 40 and 120; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bills Nos. 555 and 1187; and House Joint

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Resolutions Nos. 117 and 127; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

LOCAL BILLS TRANSMITTED TO CALENDAR AND RULES

In accordance with Rule No. 48, the following local bills, having received authorization for passage by the local legislative delegation, were transmitted to the Committee on Calendar and Rules: House Bills Nos. 1199, 1200, 1203, 1204 and 1205.

REPORT OF COMMITTEE ON CALENDAR AND RULES

CONSENT CALENDAR

MR. SPEAKER: The officers of your Committee on Calendar and Rules beg leave to report that we have met and set the following bills on the Consent Calendar for Wednesday, March 11, 1987: House Joint Resolutions Nos. 124, 125 and 126; House Bills Nos. 1199, 1200, 1203, 1204 and 1205; and Senate Joint Resolution No. 88.

PHILLIPS, Chairman.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 86, 88, 89, 90 and 105; all concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bills Nos. 240, 384, 433, 444 and 1196; and House Joint Resolution No. 122; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

On motion of Mr. Naifeh, the House adjourned until 2:00 p.m., Wednesday, March 11, 1987.